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9 November 2011

*Stephen A. Katz (MA, NY & PA)*

Honorable Cathy Seibel  
Federal Building and United States Courthouse  
Clerk's Office  
300 Quarropas Street, 1st floor  
White Plains, NY 10601-4150

*By fax to (914) 390-4278*

Re: Hutter v. Countrywide Bank, N.A., Civil Action no. 09-CV-10092 (CS) (LMS)

Dear Judge Seibel:

Please excuse my stupidity, but I have not filed the Third Amended Complaint by the Court's deadline of 31 October 2011 because I overlooked the Court's Endorsed Letter of 26-OCT-2011. I did not realize—when I read the online case docket sheet—that “Endorsed Letter” means that a letter contains an order of the Court. Instead I assumed from that heading that the letter was attorney Kenneth Rudd's letter to the Court, and so I have been waiting for a response from the Court to attorney Rudd's and my letters, not realizing that entry no. 45 contained that response.

If the Court will grant me till 5 P.M. on 11 November 2011, I will file the Third Amended Complaint by that deadline. Thank you for your consideration, and thank you for modifying your Order of 23 September 2011.

Sincerely yours,

  
Stephen A. Katz

SAK

cc: Attorneys Rudd and Ackerman